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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/267,223	03/11/1999	BRADLEY S. RICHTER	EFIM0205	6746

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LAW OFFICE OF JAMES TROSINO
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EXAMINER

GARCIA, GABRIEL I

ART UNIT PAPER NUMBER

2625

DATE MAILED: 11/15/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/267,223

Applicant(s)

RICHTER ET AL.

Examiner

Gabriel I. Garcia

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 05 September 2006.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-8 and 10 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-8 and 10 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

Part III DETAILED ACTION

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

1. Claims 1-8 and 10 rejected under 35 U.S.C. 102(e) as being anticipated by Battat et al. (5,958,012)

With regard to claim 1, Battat et al teaches a printing system (e.g. fig. 1), comprising: a network (e.g. col. 4, lines 47-65); a plurality of output printing devices coupled to the network (e.g. col. 4, lines 47-65), col. 17, lines 36-54, and col. 18, lines 66-67), each output printing coupled the network (110), each output printing device comprising status information (e.g. col. 1, lines 18-65 and col. 5, lines 27-39); a client computer coupled to the network, the client computer adapted to submit a print job to any of the output printing devices(see fig. 11 and col. 17, lines 36-54); an application connected to the network, the application adapted to receive the status information regarding all of the output printing devices, (e.g. col. 1, lines 48-67, col. 5, lines 27-39, and col. 6, lines 2-26), filtering the status information relevant to the print job submitting by the client computer, and display the filtered status information (e.g. col. 6, lines 2-26).

With regard to claims 2 and/or 3, Battat et al teaches wherein the output printing device is a printer or copier (e.g. col. 18, lines 66-67).

With regard to claims 4 and 7, Battat et al inherently teaches wherein the at least one of the plurality of features is a paper output (or input) tray information (e.g. col. 3, lines 46-67, the service level or trouble reports can incorporate paper information).

With regard to claims 5 and 6, Battat et al inherently teaches wherein said at least one of said plurality of features is teaches wherein said output printing device is toner level information or fuser level information (e.g. col. 3, lines 46-67, the trouble reports can incorporate toner or fuser level information).

With regard to claim 8, Battat et al inherently teaches wherein said at least one of said plurality of features is output printing device service information (e.g. col. 3, lines 46-67).

With regard to claim 10, Battat et al further comprises a client computer that comprises the application (e.g. col. 2, lines 28-53).

Conclusion

2. Applicant's arguments filed on 9/5/06 have been fully considered but they are not persuasive. With regard to Applicant's argument that Battat does not describe or suggest a networked printing system that includes a client computer adapted to submit a print job to any of a plurality of networked output printing devices. Examiner disagrees with Applicant's conclusion. Examiner asserts that figure 11, depict a network system where many devices can be connected such as printers (see fig. 11 and col. 17, lines

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36-54, clearly any computer system can select or send a job to any printing system within the network). With regard to Applicant's argument that Battat does not teach or suggest filtering status information relevant to a print job. Examiner disagrees with Applicant's conclusion. Examiner asserts the system of Battat allow the user(s) to filter any component of the network system(see abstract and figure 11), therefore allowing the user to filter status information relating to any printer or computer connected within the network depicted in fig. 11..

3. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than **SIX MONTHS** from the mailing date of this final action.

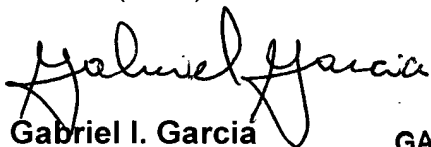
4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Gabriel I. Garcia whose telephone number is (571) 272-7434. The Examiner can normally be reached Monday-Thursday from 7:30 AM-6:00 PM. The fax phone number for this group is 571-273-8300.

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CENTRALIZED DELIVERY POLICY: For patent related correspondence, hand carry deliveries must be made to the Customer Service Window (now located at the Randolph Building, 401 Dulany Street, Alexandria, VA 22314), and facsimile transmissions must be sent to the Central FAX number, unless an exception applies. For example, if the examiner has rejected claims in a regular U.S. patent application, and the reply to the examiner's Office action is desired to be transmitted by facsimile rather than mailed, the reply must be sent to the Central FAX Number.

Any inquiry of a general nature or relating to the status of this application should be directed to the Group receptionist whose telephone number is (571) 272-2600.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (**PAIR**) system Status information for published applications may be obtained from either Private **PAIR** or Public **PAIR**. Status information for unpublished applications is available through Private **PAIR** only. For more information about the **PAIR** system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private **PAIR** system, contact the Electronic Business Center (**EBC**) at 866-217-9197 (toll-free).



Gabriel I. Garcia
Primary Examiner
November 9, 2006

GABRIEL I. GARCIA
PRIMARY EXAMINER